

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Daniel L. Simon,)
)
Plaintiff,) CIVIL ACTION NO.
) 04-10716 RWZ
vs.)
)
Choice Hotels International, Inc.,)
New England Resort Management,)
LLC d/b/a Clarion Nantasket)
Beach Hotel,)
Ferdinand J. Kiley,)
)
Defendants.)

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)

Now come the Parties, by their respective counsel, and submit herein their Local Rule 16.1(D) Joint Statement:

(1) Discovery Plan -

July 15, 2004: Automatic Required Disclosures served

December 31, 2004: Non-expert Discovery completed.

December 31, 2004: Plaintiff's Expert Disclosure served.

January 31, 2005: Defendants' Expert Disclosures served.

March 1, 2005: All expert discovery completed.

The Parties do not believe that phased discovery is appropriate in this action.

(2) Proposed Schedule for the Filing of Motions -

April 1, 2005: All motions under Fed.R.Civ.P. 56 filed, with oppositions to be filed within twenty-one days thereafter.

June 1, 2005: The Parties will be ready for trial.

(3) Certifications Signed by Counsel and Authorized Party Representatives -

The said Certifications will be filed by the Parties under separate cover.

Respectfully Submitted,

Daniel L. Simon
By his attorney,

/s/ Paul F. Wood
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All Defendants
By their attorney,

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